BEFORE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

M.C.C. No. 228 /2005 **Single Bench**

Arising out of the order dated 20-10-05 passed by Hon'ble Justice Shri L.C. Bhadoo in W.P. No. 4502/2004

APPLICANT
PLAINTIFF : Dr. Rahul Kumar Singh
S/o Shri Sita Ram Singh
Aged about 39 years
Occupation : Trained
Graduate Teacher (Comp. Sc.),
R/o. C/o Sri Surendra Gauraha,
Qr. No. 85/A, Near Shri Bhagwati Hotel,
Raj Kishore Nagar, Bilaspur (C.G.)
Permanent Address - Ramanand Path,
New Balbhadrapur, Laheria Sarai,
Darbhanga - 846001

P.R. No. 2757 dt. 25.
Presented by Shri R.K. Singh
dated 29.12.05

VERSUS

NON APPLICANT
DEFENDANT :
1. South Eastern Coalfields Ltd
Through it's Chairman cum
Managing Director,
Seepat Road, Bilaspur (C.G.)
2. DAV College Trust And
Management Society, Chitra
Gupta Road, New Delhi - 55
Through it's President.
3. Regional Director/Manager, LMC,
DAV Public Schools, Hudco,
Bhilai, Distt. Durg (C.G.)
4. DAV Public School, SECL, Vasant
Vihar, Seepat Road, Bilaspur
(C.G.) Through it's Principal /
Secretary, SMC.

शपथ आयुक्त
बिलासपुर (छ.ग.)

(4)

5. Mr. B. Ashoka Kumar, Principal
C/o DAV Public School, SECL,
Vasant Vihar, Seepat Road,
Bilaspur (C.G.)

6. School Managing Committee,
DAV Public School, Gua - R.M.D.
SAIL, P.O. - Gua, Distt. -
Singhbhum - 833213 (Jharkhand)
Through it's General Manager /
Chief of the project

7. DAV Public School, Gua - R.M.D.
SAIL, P.O. - Gua, Distt. -
Singhbhum - 833213 (Jharkhand)
Through it's Principal

8. Regional Director / Manager,
School Managing Committee,
DAV Public Schools, Bariatu
Road, Ranchi - 834009
(Jharkhand)

APPLICATION FOR RESTORATION OF WRIT PETITION NO. 4502/2004

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक M.C.C. No. 228/05 सन् 200

विरुद्ध

(24)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

6-3-2006 (In Chamber)

Shri Sharad Kashyap, counsel for the applicant.

Shri Ashish Shrivastava, counsel for the respondents.

Heard both the counsel.

This MCC has been filed for restoration of the Writ Petition No.4502/2004 as the same was dismissed on 20-10-2005 on account of absence of the petitioner, as the petitioner was himself prosecuting the writ petition. As per the averment made in the M.C.C. that on account of receiving telephonic message on 8-10-2005 regarding serious illness of his younger brother he had to leave the place under the unavoidable circumstances to go to Darbhanga. The MCC is supported by the relevant tickets which were purchased by the petitioner.

Learned counsel for the applicant submitted that the complaint filed by the petitioner before the Bar Council against the counsel for respondents has already been withdrawn.

In view of the above facts supported by affidavit and relevant documents, absence of the petitioner appears to be reasonable, therefore, MCC is allowed and the Writ Petition is directed to be restored to its original number.

The Writ Petition be listed before the appropriate Bench hearing writ petitions.

Sd/-
L.C.Bhadoo
Judge